

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

MICHAEL G. SCHROEDER,

Plaintiff,

v.

COMMISSIONER OF  
SOCIAL SECURITY,

Defendant.

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Case No. 11-14778

Hon. Gerald E. Rosen

Magistrate Judge Michael J. Hluchaniuk

**ORDER ADOPTING  
MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on March 29, 2013

PRESENT: Honorable Gerald E. Rosen  
Chief Judge, United States District Court

On March 1, 2013, Magistrate Judge Michael J. Hluchaniuk issued a Report and Recommendation ("R & R") recommending that the Court grant Plaintiff Michael G. Schroeder's motion for summary judgment, deny the Defendant Commissioner of Social Security's motion for summary judgment, and remand this matter to the Defendant Commissioner for further proceedings. No objections have been filed to the R & R. Upon reviewing the R & R, the parties' underlying cross-motions for summary judgment, and the record as a whole, the Court concurs in the analysis of the Magistrate Judge, and adopts the R & R in its entirety.

Accordingly,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Magistrate Judge's March 1, 2013 Report and Recommendation (docket #23) is ADOPTED as the opinion of this Court. IT IS FURTHER ORDERED, for the reasons stated in the R & R, that Plaintiff's July 24, 2012 motion for summary judgment (docket #17) is GRANTED, and that Defendant's August 13, 2012 motion for summary judgment (docket #18) is DENIED. In accordance with these rulings, this case will be remanded to the Defendant Commissioner for further proceedings consistent with the Magistrate Judge's R & R.

s/Gerald E. Rosen  
Chief Judge, United States District Court

Dated: March 29, 2013

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on March 29, 2013, by electronic and/or ordinary mail.

s/Julie Owens  
Case Manager, (313) 234-5135